

11/13/98
jc618 U.S. PTO

Atty Dkt No. 7011-0020.01
APF15.01
PATENT

jc551 U.S. PTO
09/19/772
11/13/98

REQUEST FOR FILING CONTINUATION/DIVISIONAL APPLICATION

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

☒ "Express Mail" Mailing Label No. EL 068 326 20445 Date of Deposit 11/13/98
I hereby certify that this paper or fee is being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above
and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

PATRICIA K HIMENES
(Typed or Printed Name of Person Mailing Paper or Fee)

Patricia K Himenes
(Signature of Person Mailing Paper or Fee)

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 C.F.R. 1.53(b)(1), of pending prior application serial no. 08/347,785 filed on November 15, 1994, of Edward L. POHLMANN, Michael J. SHEEHY and Kenneth A. BARTON for METHOD FOR INDUCING IMMUNE RESPONSE.

1. ☒ Enclosed is an application filed under 37 C.F.R. 1.53(b)(1). No new matter has been added.
2. ☐ ☐ verified statement(s) of small entity status
☐ enclosed.
☐ filed in prior application serial no. filed on .

3. ☒ The filing fee is calculated below:

A. Basic Application Fee		\$790.00
B. Total Claims 17 - 20 = 0	x \$22.00	0.00
C. Independent Claims 2 - 3 = 0	x \$82.00	0.00
D. If multiple claims present, add	\$270.00	0.00
E. Total Application Fee (Total of A, B, C & D)	=	<u>790.00</u>
F. If verified statement of small entity status is enclosed, reduce Total Application Fee by 50%		0.00

G. Application Fee Due (E - F) = 790.00

H. Assignment Recording Fee of \$40.00 if
assignment document is enclosed \$40.00 NA

I. TOTAL FEE (G + H) 790.00

4. X The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 18-1648.
5. X A check to cover the \$ 790 application fee is attached.
6. X Cancel in this application original claims 2-12 of the prior application before calculating the filing fee.
7. X The inventors of the invention being claimed in this application are: Edward L. POHLMANN, Michael J. SHEEHY and Kenneth A. BARTON.
8. This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.53(b)(1), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application: .
9. X Amend the specification by inserting before the first line the sentence:
This application is a continuation of U.S. Patent Application Serial No. 08/347,785 filed on November 15, 1994.
10. Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by a person authorized by § 1.138 and before payment of issue fee.)
- a. New formal drawings are enclosed.
- b. Priority of application serial no. filed on in is claimed under 35 U.S.C. 119.
- The certified copy of the priority application
 is enclosed.
 has been filed in prior application serial no. filed on .
 has not yet been filed.
11. X The prior application is assigned of record to PowderJect Vaccines, Inc.
12. X A preliminary amendment is enclosed.
13. X Also enclosed: Blanket Petition for Extension of Time and Authorization to Charge or Credit Deposit Account, copy of Revocation of Power of Attorney and New Power of Attorney as filed in parent application serial no. 08/347,785, copy of Form PTOL-305 in parent

application serial no. 08/347,785 and copy of Petition for Extension of Time as filed in parent application serial no. 08/347,785.

14. X The power of attorney in the prior application is to Roberta L. Robins, Reg. No. 33,208 and Thomas P. McCracken, Reg. No. 38,548.

- a. The power appears in the original papers in the prior application.
- b. X Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Recognize the following individuals as Associate Attorneys: Kenneth Barovsky, Reg. No. 36,442, Gary R. Fabian, Ph.D., Reg. No. 33,875 and Vandana Date, Reg. No. 38,675.
- d. X Address all future communications to Thomas P. McCracken at:

X ROBINS & ASSOCIATES
90 Middlefield Road, Suite 200
Menlo Park, CA 94025
phone: (510) 742-9700
fax: (650) 325-7823.

13 NOVEMBER 1998
(date)

Thomas McCracken
(Attorney of Record)
Thomas P. McCracken
Reg. No. 38,548

Address of signator:

 filed under § 1.34(a)

- inventor(s)
 assignee of complete interest
X attorney or agent of record